

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

GORDON MAAG,

Plaintiff,

V.

CHICAGOLAND CHAMBER OF COMMERCE,
et al.,

Defendants.

No. 3:05-cv-00711-DRH

Hon. David R. Herndon

DEFENDANTS' SECOND SUPPLEMENT TO MOTION TO STAY

Defendants Illinois State Chamber of Commerce, Illinois Coalition for Jobs, Growth and Prosperity, Illinois Civil Justice League, Gregory Baise, Illinois Manufacturers Association, IMA Service Corp., Chicagoland Chamber of Commerce, Ronald Gidwitz, Chamber of Commerce of the United States of America, and Illinois Business Roundtable have moved to stay this case in light of Plaintiff's parallel state court action. Defendants hereby supplement those motions in order to advise the Court that Plaintiff has appealed the dismissal of his claims in the state court action to the Illinois Appellate Court. A copy of Plaintiff's Notice of Appeal is attached hereto as Exhibit A.

Dated: February 13, 2006


Respectfully submitted,

ILLINOIS STATE CHAMBER OF
COMMERCE, ILLINOIS COALITION
FOR JOBS, GROWTH AND
PROSPERITY, and ILLINOIS CIVIL
JUSTICE LEAGUE

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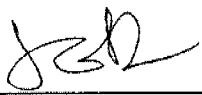
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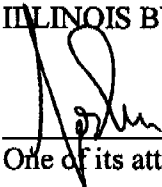
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CERTIFICATE OF SERVICE

I hereby certify that on February 13, 2006, I electronically filed Defendants' Second Supplement to Motion to Stay with the Clerk of Court using the CM/ECF system, and I thereby served the following counsel:

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EXHIBIT A

APPEAL TO THE ILLINOIS APPELLATE COURT, FIFTH DISTRICT
FROM THE CIRCUIT COURT FOR THE THIRD JUDICIAL CIRCUIT
MADISON COUNTY, ILLINOIS

GORDON MAAG,)	
)	
Plaintiff-Appellant,)	
)	
vs.)	No. 04-L-1395
)	
ILLINOIS COALITION FOR JOBS)	Appeal from the Circuit Court,
GROWTH AND PROSPERITY, an)	Third Judicial Circuit,
Unincorporated Association; THE ILLINOIS)	Madison County, Illinois.
STATE CHAMBER OF COMMERCE,)	
a Not-for-profit corporation;)	Honorable Patrick Kelley,
RONALD GIDWITZ;)	Judge Presiding
and GREGORY BAISE,)	
)	
Defendants-Appellees.)	

NOTICE OF APPEAL


Now comes the Plaintiff-Appellant, Gordon Maag, by his attorney, Rex Carr, and hereby files his Notice of Appeal from the following Judgments and Orders of the Circuit Court:

1. The Court's Order entered on December 28, 2005, bearing a file stamp date of January 9, 2006;
2. The Order referenced in the minute record entry of the Circuit Clerk dated January 4, 2006;
3. The Order referenced in the minute record entry of the Circuit Clerk dated September 19, 2005, bearing a file stamp date of September 23, 2005;
4. The Order entered on June 10, 2005, bearing a file stamp date of June 13, 2005; and,
5. The Order referenced in the minute record entry of the Circuit Clerk dated June 10, 2005 bearing a file stamp date of June 13, 2005.

Relief Sought:

Plaintiff-Appellant requests the following relief from this Honorable Court:

1. Reversal of the Judgment and Order of Dismissal entered on June 10, 2005 with respect to the original Complaint.
2. Reversal of the Circuit Court's denial of Plaintiff-Appellant's Motion to Reconsider the previous Judgment and Order of Dismissal and reversal of the Circuit Court's denial of leave to amend to replead as part of the First Amended Complaint the proposed Count I which set forth a cause of action for defamation per se. Said Orders appealed from were entered on September 19, 2005, bear a file stamp date of September 23, 2005 and are contained in the minute record of the Circuit Clerk.
3. Reversal of the Circuit Court's Judgment and Order of Dismissal granting the Motions to Dismiss the First Amended Complaint. Said Order was entered on December 28, 2005, bears a file stamp of January 9, 2006 and is referenced in a minute record entry of the Circuit Clerk dated January 4, 2006.
4. Plaintiff-Appellant further requests a ruling from this Court that each of the motions to dismiss should have been denied, that the motion to reconsider the prior dismissal of the original Complaint should have been granted, and that leave to amend and file as part of the First Amended Complaint the proposed Count I to allege a cause of action for defamation per se should have been allowed.
5. Plaintiff-Appellant further requests that this Court Order that Plaintiff-Appellant be granted leave to amend and file Count I of the proposed First Amended Complaint and that this cause be thereafter remanded to the Circuit Court for further proceedings.



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